

# **EXHIBIT A**



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
90/008,547	04/26/2007	6047530	26.03.3.235/A	8225
27572	7590	06/26/2007	EXAMINER	
HARNES, DICKEY & PIERCE, P.L.C. P.O. BOX 828 BLOOMFIELD HILLS, MI 48303			ART UNIT	PAPER NUMBER

DATE MAILED: 06/26/2007

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
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THIRD PARTY REQUESTER'S CORRESPONDENCE ADDRESS

James W. Miller  
Suite 1960 Rand Tower  
527 Marquette Avenue  
Minneapolis, MN 55402

**EX PARTE REEXAMINATION COMMUNICATION TRANSMITTAL FORM**

REEXAMINATION CONTROL NO 90/008547

PATENT NO. 6,047,530

ART UNI 3993

Enclosed is a copy of the latest communication from the United States Patent and Trademark Office in the above identified ex parte reexamination proceeding (37 CFR 1.550(f)).

Where this copy is supplied after the reply by requester, 37 CFR 1.535, or the time for filing a reply has passed, no submission on behalf of the ex parte reexamination requester will be acknowledged or considered (37 CFR 1.550(g)).

<b>Order Granting / Denying Request For Ex Parte Reexamination</b>	<b>Control No.</b> 90/008,547	<b>Patent Under Reexamination</b> 6047530	
	<b>Examiner</b> Jeffrey R. Jastrzab	<b>Art Unit</b> 3993	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

The request for *ex parte* reexamination filed 26 April 2007 has been considered and a determination has been made. An identification of the claims, the references relied upon, and the rationale supporting the determination are attached.

Attachments: a) ☐ PTO-892, b) ☐ PTO/SB/08, c) ☐ Other: \_\_\_\_\_

1. ☒ The request for *ex parte* reexamination is GRANTED.

**RESPONSE TIMES ARE SET AS FOLLOWS:**

For Patent Owner's Statement (Optional): TWO MONTHS from the mailing date of this communication (37 CFR 1.530 (b)). **EXTENSIONS OF TIME ARE GOVERNED BY 37 CFR 1.550(c).**

For Requester's Reply (optional): TWO MONTHS from the **date of service** of any timely filed Patent Owner's Statement (37 CFR 1.535). **NO EXTENSION OF THIS TIME PERIOD IS PERMITTED.** If Patent Owner does not file a timely statement under 37 CFR 1.530(b), then no reply by requester is permitted.

2. ☐ The request for *ex parte* reexamination is DENIED.

This decision is not appealable (35 U.S.C. 303(c)). Requester may seek review by petition to the Commissioner under 37 CFR 1.181 within ONE MONTH from the mailing date of this communication (37 CFR 1.515(c)). **EXTENSION OF TIME TO FILE SUCH A PETITION UNDER 37 CFR 1.181 ARE AVAILABLE ONLY BY PETITION TO SUSPEND OR WAIVE THE REGULATIONS UNDER 37 CFR 1.183.**

In due course, a refund under 37 CFR 1.26 ( c ) will be made to requester:

- a) ☐ by Treasury check or,  
b) ☐ by credit to Deposit Account No. \_\_\_\_\_, or  
c) ☐ by credit to a credit card account, unless otherwise notified (35 U.S.C. 303(c)).

Jeffrey R. Jastrzab  
Central Reexamination Examiner  
Art Unit: 3993

cc:Requester ( if third party requester )

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### **Decision Granting *Ex Parte* Reexamination**

A substantial new question of patentability affecting claims 1-5 of United States Patent Number 6,047,530 is raised by the request for *ex parte* reexamination.

### ***Substantial New Question***

The substantial new question of patentability (SNQP) is based on:

US 1,954,579 dated April 10, 1934 to Smith.

US 3,611,684 dated Oct. 12, 1971 to Irgens.

US 3,968,630 dated July 13, 1976 to Mitchell.

al US 4,926,621 dated May 22, 1990 to Torras.

US 5,085,044 dated Feb. 4, 1992 to Freier.

AU 11,914/70 dated Sept. 2, 1971 to Kaye.

Beaver T24 brochure, dated August 1992.

Risboro Turf brochure entitled "RTS Rotary Cutters"

Risboro Turf publication entitled "Rotary Cutterhead General Information"

"Cheap and Careful" article, Turf Management, dated May 1994.

Honda brochure entitled "Honda Lawn and Garden Care", dated November 1987.

"Improved Roller Mower Makes Debut" article, Tillage by Dowdeswell, dated Winter 1994.

Kilworth Sovema EMHZ 72 photograph and caption, Horticulture Week, May 1996

Lesco brochure entitled "The Lesco 500 Fairway Mower", dated 1988.

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Lesco 500D Rotary Gang Mower photograph, The Sebring News, dated January 27, 1988.

Middlesworth brochure, 2 pgs. identified as MDLW 05-06, showing triplex Middlesworth 72R gang flail mower on page MDLW 05, triplex Middlesworth 72RR gang rotary mower on page MDLW 05, and fiveplex Middlesworth 72R gang flail mower on page MDLW 06. Middlesworth "Operator's Manual and Parts List", showing triplex Middlesworth 72R gang flail mower on pages MDLW 24 - MDLW 44 and triplex Middlesworth 72RR gang rotary mower on pages MDLW 46 - MDLW 48.

Nunes brochure entitled "Nunes Rotary Mower" relating to Nunes 355 Rotary Mower, dated June 1993.

Ransomes publication entitled "Boom Mower Model Technical Manual", dated November 1990.

Ransomes brochure entitled "Ransomes 250" dated 1994.

Risboro Turf brochure entitled "RTS Rotary Cutters".

Risboro Turf publication entitled "Rotary Cutterhead General Information", further identified as Deposition Exhibit DDX 87.

"Rotaries Take to Golf Courses" article, Grounds Maintenance, dated January 1991.

Wulff Spare Parts Catalogue entitled "Klippeled Reservedelslitste", 4 pgs. identified as Toro 073115-073118, dated prior to 1996, by an affidavit or declaration of Frede Sorensen.

A discussion of the specifics now follows:

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***Issues Raised by the PATENT OWNER***

**Issue 1 – Risboro RTS Rotary Cutters:**

The Request states that Claims 1-3 and 5 are obvious under 35 USC 103 over the Risboro RTS Rotary Cutters shown in the Risboro "Rotary Cutterhead General Information" in view of the Middlesworth 72RR Rotary Mower shown in the Middlesworth "Operator's Manual and Parts List" publication, Nunes or Torras.

The Request states that Claim 4 is obvious under 35 USC 103 over the Risboro RTS Rotary Cutters shown in the Risboro "Rotary Cutterhead General Information" publication, as applied above to claim 1, in view of Smith, Irgens, the Ransomes Boom Mower, or Kaye.

**Issue 2 – Nunes 335 Rotary Mower:**

The Request states that Claims 1-3 and 5 are obvious under 35 USC 103 over the Nunes 355 Rotary Mower shown in the Nunes Rotary Mower brochure in view Mitchell or the Middlesworth brochure, and further in view of the "Rotaries Take to Golf Courses" article, Frier et al., the Honda brochure, the "Cheap and Careful" article, the Dowdeswell Roller Mower article, or the Kilworth Sovema photograph and caption.

The Request states that Claim 4 is further obvious under 35 USC 103 over the Nunes 355 Rotary Mower shown in the Nunes Rotary Mower brochure, as applied above to claim 1, additionally in view of Smith, Irgens, the Ransomes Boom Mower, or Kaye.

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**Issue 3 – Lesco 500D Rotary Mower:**

The Request states that Claims 1-3 and 5 are obvious under 35 USC 103 over the Lesco 500D Rotary Mower shown in the Sebring News photograph, in view of the Mitchell or the Middlesworth brochure, and further in view of the "Rotaries Take to Golf Courses" article, Frier et al., the Honda brochure, the "Cheap and Careful" article, the Dowdeswell Roller Mower article, or the Kilworth Sovema photograph and caption.

The Request states that Claim 4 is further obvious under 35 USC 103 over the Lesco 500D Rotary Mower shown in the Sebring News, as applied above to claim 1, additionally in view Smith, Irgens, the Ransomes Boom Mower, or Kaye.



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**Issue 4 – Ransomes Boom Mower:**

The Request states that Claims 1-3 are obvious under 35 USC 103 over the Ransomes Boom Mower shown in the Ransomes "Boom Mower Model BM425 Technical Manual" publication in view of the Ransomes 250 brochure.

The Request states that Claim 4 is further obvious under 35 USC 103 over the Ransomes Boom Mower shown in the Ransomes "Boom Mower Model BM425 Technical Manual" publication, as applied above to claim 1, additionally in view of Smith or Irgens.

The Request states that Claim 5 is further obvious under 35 USC 103 over the Ransomes Boom Mower shown in the Ransomes "Boom Mower Model BM425 Technical Manual" publication, as applied above to claim 2, additionally in view of Ransomes 250 brochure or the "Nunes Rotary Mower" brochure.

**Issue 5 - Wulff Rotary Mower:**

The Request states that Claims 1-3 and 5 are obvious under 35 USC 103 over the Wulff Rotary Mower shown in the Wulff Spare Parts Catalogue publication in view of the Ransomes 250 brochure, and further in view of the Middlesworth "Operator's Manual and Parts List" publication, Nunes or Torras.

The Request states that Claim 4 is further obvious under 35 USC 103 over the Wulff Rotary Mower shown in the Wulff Spare Parts Catalogue publication, as applied above to claim 1, additionally in view of Smith, Irgens, the Ransomes Boom Mower, or Kaye.

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***Analysis of the Prior Art Provided in the Request***

**Issue 1 - Risboro RTS Rotary Cutters:**

It is agreed that the consideration of Risboro RTS Rotary Cutters shown in the Risboro "Rotary Cutterhead General Information" in view of the Middlesworth 72RR Rotary Mower shown in the Middlesworth "Operator's Manual and Parts List" publication, Nunes or Torras as well as the above further in view of Smith, Irgens, the Ransomes Boom Mower, or Kayeraises a SNQP as to Claims 1-5 of the '530 Patent.

As pointed out in the request on pages 44, the Risboro RTS Rotary Cutters document teaches substituting rotary cutters for reel cutters on a gang mower while retaining the roller mechanisms.

The teaching of substituting rotary cutters for reel cutters in a gang mower was not present in the prosecution of the application which became the '530 Patent. Further, there is a substantial likelihood that a reasonable examiner would consider this teaching important in deciding whether or not these claims are patentable. Accordingly, Risboro RTS Rotary Cutters raises a substantial new question of patentability as to Claims 1-5, which question has not been decided in a previous examination of the '530 Patent.

**Issue 2 – Nunes 335 Rotary Mower:**

It is agreed that the consideration of the Nunes 355 Rotary Mower shown in the Nunes Rotary Mower brochure in view Mitchell or the Middlesworth brochure, and

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further in view of the "Rotary Teachings": "Rotaries Take to Golf Courses" article, Frier et al., the Honda brochure, the "Cheap and Careful" article, the Dowdeswell Roller Mower article, or the Kilworth Sovema photograph and caption, as well as the above further in view of Smith, Irgens, the Ransomes Boom Mower, or Kaye raises a SNQP as to Claims 1-5 of the '530 Patent.

As pointed out in the request on pages 44-48, the Nunes 335 brochure teaches a fiveplex rotary gang mower arrangement with casters at the corners of the mower deck assemblies, Middlesworth teaches changing to/from triplex/fiveplex configurations, Mitchell teaches rearranging deck configurations and the "Rotary Teachings" teach substituting rollers for casters/wheels on mower deck assemblies.

The teachings of exchanging rollers for casters and substituting triplex and fiveplex mower arrangements was not present in the prosecution of the application which became the '530 Patent. Further, there is a substantial likelihood that a reasonable examiner would consider these teachings important in deciding whether or not these claims are patentable. Accordingly, the Nunes 335 Rotary Mower brochure in view Mitchell or the Middlesworth brochure, and further in view of the "Rotary Teachings" raises a substantial new question of patentability as to Claims 1-5, which question has not been decided in a previous examination of the '530 Patent.

### **Issue 3 - Lesco 500D Rotary Mower:**

It is agreed that the consideration of the Lesco 500D Rotary Mower shown in the Sebring News photograph, in view of the Mitchell or the Middlesworth brochure, and

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further in view of the "Rotaries Take to Golf Courses" article, Frier et al., the Honda brochure, the "Cheap and Careful" article, the Dowdeswell Roller Mower article, or the Kilworth Sovema photograph and caption, as well as the above further in view of Smith, Irgens, the Ransomes Boom Mower, or Kaye raises a SNQP as to Claims 1-5 of the '530 Patent.

As pointed out in the request on pages 48-50, Lesco, like Nunes, teaches a fiveplex rotary gang mower arrangement.

The Lesco teachings in combination with the Mitchell or the Middlesworth brochure and further in combination with the "Rotary Teachings" as discussed in Issue 2 above, were not present in the prosecution of the application which became the '530 Patent. Further, there is a substantial likelihood that a reasonable examiner would consider these teachings important in deciding whether or not these claims are patentable. Accordingly, Lesco, in view of the Mitchell or the Middlesworth brochure, and further in view of the "Rotaries Take to Golf Courses" article, Frier et al., the Honda brochure, the "Cheap and Careful" article, the Dowdeswell Roller Mower article, or the Kilworth Sovema photograph and caption, as well as the above further in view of Smith, Irgens, the Ransomes Boom Mower, or Kaye raises a substantial new question of patentability as to Claims 1-5, which question has not been decided in a previous examination of the '530 Patent.

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**Issue 4 – Ransomes Boom Mower:**

Ransomes Boom Mower shown in the Ransomes "Boom Mower Model BM425 Technical Manual" publication in view of the Ransomes 250 brochure, as well as the above further in view of Smith or Irgins, and also further in view of the Ransomes 250 brochure or the "Nunes Rotary Mower" brochure does not raise a SNQP as to Claims 1-5 of the '530 Patent.

The request, on pages 50-52, notes that the Ransomes Boom Mower teaches a rotary mower deck with rollers and seeks to exchange the Ransomes 250 reels with such rotary decks. The Ransomes Boom Mower reference and the Ransomes 250 brochure in the request have been considered both alone and in combination. However, the teaching of a rotary deck with rollers was present in the prosecution of the '530 patent in the Mountfield teaching as applied in the Office action mailed 1/29/99.

As such, since these combined teachings were in fact present in the prosecution of the application which became the '530 Patent, the teachings would not be considered important to a reasonable examiner in deciding whether or not the '530 claims are patentable and accordingly they fail to raise a SNQP as to any one of the '530 patent claims.

**Issue 5 - Wulff Rotary Mower:**

It is agreed that the consideration of the Wulff Rotary Mower shown in the Wulff Spare Parts Catalogue publication in view of the Ransomes 250 brochure, and further in view of the Middlesworth "Operator's Manual and Parts List" publication, Nunes or

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Torras, as well as further in view of Smith, Irgens, the Ransomes Boom Mower, or Kaye raises a SNQP as to Claims 1-5 of the '530 Patent.

As pointed out in the request on pages 53-55, Wulff teaches both reel and rotary cutting decks for a user to choose for a gang mower. Wulff teaches a similar roll pin receiver as used in the subject '530 patent to attach the decks to the mower lift arm.

The teaching of using either reel or rotary decks in a gang mower with corresponding roller pin deck mounting sleeves was not present in the prosecution of the application which became the '530 Patent. Further, there is a substantial likelihood that a reasonable examiner would consider this teaching important in deciding whether or not these claims are patentable. Accordingly, the Wulff Rotary Mower shown in the Wulff Spare Parts Catalogue publication in view of the Ransomes 250 brochure, and further in view of the Middlesworth "Operator's Manual and Parts List" publication, Nunes or Torras, as well as further in view of Smith, Irgens, the Ransomes Boom Mower raises a substantial new question of patentability as to Claims 1-5, which question has not been decided in a previous examination of the '530 Patent.

#### ***Scope of Reexamination***

Since requester did not request reexamination of claims 6-19 and did not assert the existence of a substantial new question of patentability (SNQP) for such claims (see 35 U.S.C. § 311(b)(2); see also 37 CFR 1.915b and 1.923), such claims will not be reexamined. This matter was squarely addressed in *Sony Computer Entertainment America Inc., et al. v. Jon W. Dudas*, Civil Action No. 1:05CV1447 (E.D.Va. May 22,

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2006), Slip Copy, 2006 WL 1472462. (Not Reported in F.Supp.2d.) The District Court upheld the Office's discretion to not reexamine claims in an *inter partes* reexamination proceeding other than those claims for which reexamination had specifically been requested. The Court stated:

To be sure, a party may seek, and the PTO may grant, *inter partes* review of each and every claim of a patent. Moreover, while the PTO in its discretion may review claims for which *inter partes* review was not requested, nothing in the statute compels it to do so. To ensure that the PTO considers a claim for *inter partes* review, § 311(b)(2) requires that the party seeking reexamination demonstrate why the PTO should reexamine each and every claim for which it seeks review. Here, it is undisputed that Sony did not seek review of every claim under the '213 and '333 patents. Accordingly, Sony cannot now claim that the PTO wrongly failed to reexamine claims for which Sony never requested review, and its argument that AIPA compels a contrary result is unpersuasive.

(Slip copy at page 9.)

The Sony decision's reasoning and statutory interpretation apply analogously to *ex parte* reexamination, as the same relevant statutory language applies to both *inter partes* and *ex parte* reexamination. 35 U.S.C. § 302 provides that the *ex parte* reexamination "request must set forth the pertinency and manner of applying cited prior art to every claim for which reexamination is requested" (emphasis added), and 35 U.S.C. § 303 provides that "the Director will determine whether a substantial new question of patentability affecting any claim of the patent concerned is raised by the request..." (Emphasis added). These provisions are analogous to the language of 35 U.S.C. § 311(b)(2) and 35 U.S.C. § 312 applied and construed in *Sony*, and would be construed in the same manner. As the Director can decline to reexamine non-requested claims in an *inter partes* reexamination proceeding, the Director can likewise

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do so in *ex parte* reexamination proceeding. See Notice of Clarification of Office Policy To Exercise Discretion in Reexamining Fewer Than All the Patent Claims (signed Oct. 5, 2006) 1311 OG 197 (Oct. 31, 2006). See also MPEP § 2240, Rev. 5, Aug. 2006.

**Therefore, claims 6-19 will not be reexamined in this *ex parte* reexamination proceeding.**

#### ***Waiver of Right to File Patent Owner Statement***

In a reexamination proceeding, Patent Owner may waive the right under 37 C.F.R. 1.530 to file a Patent Owner Statement. The document needs to contain a statement that Patent Owner waives the right under 37 C.F.R. 1.530 to file a Patent Owner Statement and proof of service in the manner provided by 37 C.F.R. 1.248, if the request for reexamination was made by a third party requester, see 37 C.F.R. 1.550(f). The Patent Owner may consider using the following statement in a document waiving the right to file a Patent Owner Statement:

#### **WAIVER OF RIGHT TO FILE PATENT OWNER STATEMENT**

Patent Owner waives the right under 37 C.F.R. 1.530 to file a Patent Owner Statement.

#### ***Extensions of Time***

Extensions of time under 37 CFR 1.136(a) will not be permitted in these proceedings because the provisions of 37 CFR 1.136 apply only to "an applicant" and not to parties in a reexamination proceeding. Additionally, 35 U.S.C. 305 requires that



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*ex parte* reexamination proceedings "will be conducted with special dispatch" (37 CFR 1.550(a)). Extensions of time in *ex parte* reexamination proceedings are provided for in 37 CFR 1.550(c).

#### ***Amendment in Reexamination Proceedings***

Patent owner is notified that any proposed amendment to the specification and/or claims in this reexamination proceeding must comply with 37 CFR 1.530(d)-(j), must be formally presented pursuant to 37 CFR 1.52(a) and (b), and must contain any fees required by 37 CFR 1.20(c). See MPEP § 2250(IV) for examples to assist in the preparation of proper proposed amendments in reexamination proceedings.

#### ***Submissions***

In order to insure full consideration of any amendments, affidavits or declarations or other documents as evidence of patentability, such documents must be submitted in response to the first Office action on the merits (which does not result in a close of prosecution). Submissions after the second Office action on the merits, which is intended to be a final action, will be governed by the requirements of 37 CFR 1.116, after final rejection and by 37 CFR 41.33 after appeal, which will be strictly enforced.

#### ***Notification of Concurrent Proceedings***

The patent owner is reminded of the continuing responsibility under 37 CFR 1.565(a), to apprise the Office of any litigation activity, or other prior or concurrent proceeding, involving Patent No. 5,715,664 throughout the course of this reexamination

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proceeding. Likewise, if present, the third party requester is also reminded of the ability to similarly apprise the Office of any such activity or proceeding throughout the course of this reexamination proceeding. See MPEP §§ 2207, 2282 and 2286.

#### **NOTICE RE PATENT OWNER'S CORRESPONDENCE ADDRESS**

Effective May 16, 2007, 37 CFR 1.33(c) has been revised to provide that:

The patent owner's correspondence address for all communications in an *ex parte* reexamination or an *inter partes* reexamination is designated as the correspondence address of the patent.

*Revisions and Technical Corrections Affecting Requirements for Ex Parte and Inter Partes Reexamination, 72 FR 18892 (April 16, 2007)(Final Rule)*

**The correspondence address for any pending reexamination proceeding not having the same correspondence address as that of the patent is, by way of this revision to 37 CFR 1.33(c), automatically changed to that of the patent file as of the effective date.**

This change is effective for any reexamination proceeding which is pending before the Office as of May 16, 2007, including the present reexamination proceeding, and to any reexamination proceeding which is filed after that date.

Parties are to take this change into account when filing papers, and direct communications accordingly.

In the event the patent owner's correspondence address listed in the papers (record) for the present proceeding is different from the correspondence address of the patent, it is strongly encouraged that the patent owner affirmatively file a Notification of Change of Correspondence Address in the reexamination proceeding and/or the patent (depending on which address patent owner desires), to conform the address of the proceeding with that of the patent and to clarify the record as to which address should be used for correspondence.

Telephone Numbers for reexamination inquiries:

Reexamination and Amendment Practice	(571) 272-7703
Central Reexam Unit (CRU)	(571) 272-7705
Reexamination Facsimile Transmission No.	(571) 273-9900

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**All** correspondence relating to this *ex parte* reexamination proceeding should be directed as follows:

**By U.S. Postal Service Mail to:**

Mail Stop *Ex Parte* Reexam  
ATTN: Central Reexamination Unit  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

By FAX to: (571) 273-9900  
Central Reexamination Unit

By hand to: Customer Service Window  
Randolph Building  
401 Dulany St.  
Alexandria, VA 22314

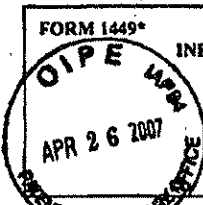
Any inquiry concerning this communication or earlier communications from the Reexamination Legal Advisor or Examiner, or as to the status of this proceeding, should be directed to the Central Reexamination Unit at telephone number (571) 272-7705.

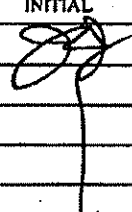


/Jeffrey R. Jastrzab/  
Jeffrey R. Jastrzab  
Primary Examiner  
Central Reexamination Unit  
(571) 272-4947

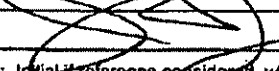
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Sheet 1 of 2

FORM 1449* 	<b>REPLACEMENT INFORMATION DISCLOSURE STATEMENT</b>		Docket Number: 28.0.3.235/A	Reexam Control No. 90008547
	<b>IN AN APPLICATION</b> (Use several sheets if necessary)		Applicant: <b>BEDNAR</b>	
			Filing Date	Group Art Unit:


U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	US 1,954,579	04/10/1934	Smith			
	US 3,611,684	10/12/1971	Irgens			
	US 3,968,630	07/13/1976	Mitchell			
	US 4,926,621	05/22/1990	Torras			
	US 5,085,044	02/04/1992	Freier et al.			
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	AU 11,914/70	09/02/1971	Australia			X
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
			Brochure, "Beaver T24," <i>Hayler PLC</i> , 2 pgs. (August 1992)			
			MICHAEL BIRD, "Cheap and Careful," <i>Turf Management</i> , p. 31, 33-34, 37 (USA May 1994)			
			Brochure, "Honda Lawn and Garden Care," <i>Honda</i> , 16 pgs (Nov. 1987)			
			Article, "Improved Roller Mower Makes Debut," <i>Tillage by Dowdeswell</i> , p. 14 (Winter 1994)			
			Photograph and Caption, Kilsworth's Sovema EMHZ 72, <i>Horticulture Week</i> , p. 31, 33 (May 1996)			
			Brochure, "The Lesco 500 Fairway Mower," <i>Lesco, Inc.</i> , 4 pgs. (USA 1988)			
			Photograph, Lesco 500D Rotary Gang Mower, <i>The Sebring News</i> , p. 13A (USA Jan. 1988)			
			Brochure, "Middlesworth," <i>Middlesworth Engineering and Manufacturing, Inc.</i> , 2 pgs. (prior to 1990) (date established by deposition testimony of Tom Middlesworth (attached hereto) at p. 55)			
			Manual, "Operator's Manual and Parts List," <i>Middlesworth Engineering and Manufacturing, Inc.</i> , 27 pgs. (1984) (date established by deposition testimony of Tom Middlesworth (attached hereto) at p. 74)			
			Brochure, "Nunes Rotary Mower," <i>Nunes Manufacturing</i> , 1 pg. (June 1993)			
			Manual, "Ransomes Boom Mower, Model BM 425, Technical Manual," <i>Ransomes, Inc.</i> , 40 pgs. (Nov. 1990)			
			Brochure, "Ransomes 250," <i>Ransomes America Corp.</i> , 2 pgs. (1994)			
			Brochure, "RTS Rotary Cutters," <i>Risborough Turfcare Supplies Ltd.</i> , 1 pg. (England 1995) (date established by deposition testimony of David Bruce Crawford (attached hereto) at p. 11)			
			Manual, "Rotary Cutterhead General Information," <i>Risborough Turfcare Supplies Ltd.</i> , 15 pgs. (England prior to Feb. 1996) (date established by deposition testimony of David Bruce Crawford (attached hereto) at p. 135-136)			
			DAVE BUCHANAN, "Rotaries take to golf courses," <i>Grounds Maintenance</i> , pp. 58, 60, 62 (Jan. 1991)			

EXAMINER 	DATE CONSIDERED <u>6/12/07</u>
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

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<b>FORM 1449*</b> <b>REPLACEMENT INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: 26.0.3.235/A	Reexam Control No. 90008547
	Applicant: BEDNAR	
	Filing Date	Group Art Unit:

	Brochure, "Klippede Reservedeliste," Wulff, 4 pgs. (prior to 1996) (date established by declaration of Frode Sørensen (attached hereto))
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EXAMINER 	DATE CONSIDERED 6/12/07
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	